

AO 441 (Rev. 8/01) Third Party Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

MOUNTAIN RIDGE DEVELOPMENT, LLC, and THE JARMISON
GROUP OF NEW YORK, LLC,
Plaintiffs,

v.

STEVENSON MILLWORK, INC. and STEVENSON LUMBER
COMPANY-NEUBURGH, INC.,
Defendants,

THIRD PARTY SUMMONS IN A CIVIL ACTION

STEVENSON MILLWORK, INC., STEVENSON LUMBER COMPANY-
NEUBURGH, INC., on behalf of themselves and of all persons entitled
to share in the funds received by Mountain Ridge Development, LLC
and the Jarmison Entities in connection with a project known as the
Highland Manor Townhouses, Newburg, NY, and TRUSS-TECH, INC.,
Third-Party Plaintiffs,

v.

MOUNTAIN RIDGE DEVELOPMENT, LLC, JARMISON GROUP OF
NEW YORK, LLC, THE JARMISON GROUP, INC., JARMISON GROUP
OF PA, LLC, TEICHER ORGANIZATION AT LEHMAN'S POINTE, LLC,
TEICHER ORGANIZATION AT PINECREST LAKE, LLC, and NORMA
TEICHER, and "JOHN DOE 1" through "JOHN DOE 10", fictitious names,
parties being intended being liable for the diversion of trust funds pursuant
to Article 3-A of the Lien Law of the State of New York in connection with
a project known as the Highland Manor Townhouses, Newburgh, NY,
Third-Party Defendants.

Case Number:

'07 CIV 11503

TO: Names and addresses of third-party
defendants are attached.

YOU ARE HEREBY SUMMONED and required to serve on

PLAINTIFF'S ATTORNEY (name and address)

David M. Saltzman, Esq.
758 State Highway 18
Suite 103
East Brunswick, New Jersey 08816

DEFENDANT AND THIRD-PARTY PLAINTIFF'S ATTORNEY
(name and address)

Thomas S. Tripodianos
Welby, Brady & Greenblatt, LLP
11 Martine Avenue, Penthouse
White Plains, New York 10606

an answer to the third-party complaint which is served on you with this summons, within 30 days after
the service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default may be taken
against you for the relief demanded in the third-party complaint. There is also served on you with this summons a copy
of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1)
this is a case within Rule 9(h) Federal Rules of Civil Procedure, *and* (2) the third-party plaintiff is demanding judgment
against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil
Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim
of the third-party plaintiff. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court
within a reasonable period of time after service.

JAN 07 2008

J. MICHAEL McMAHON

CLERK

DATE

(By) DEPUTY CLERK

AO 441 (Rev. 8/01) Third Party Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by mc ⁽¹⁾	DATE	
NAME OF SERVER	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"> <input type="checkbox"/> Served personally upon the third-party defendant. Place where served: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the third-party defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Returned unexecuted: </div> <div> <input type="checkbox"/> Other (specify): </div>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on _____ <div style="display: flex; justify-content: space-between; width: 80%; margin: 0 auto;"> Date Signature of Server </div> <div style="margin: 0 auto; width: 80%;"> Address of Server </div> </p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

Names and Addresses of Third-Party Defendants:

MOUNTAIN RIDGE DEVELOPMENT, LLC
758 State Highway 18, Suite 103
East Brunswick, New Jersey 08816

JARMISON GROUP OF NEW YORK, LLC
758 State Highway 18, Suite 103
East Brunswick, New Jersey 08816

THE JARMISON GROUP, INC.
758 State Highway 18, Suite 103
East Brunswick, New Jersey 08816

JARMISON GROUP OF PA, LLC
758 State Highway 18, Suite 103
East Brunswick, New Jersey 08816

TEICHER ORGANIZATION AT LEHMAN'S POINTE, LLC
758 State Highway 18, Suite 103
East Brunswick, New Jersey 08816

TEICHER ORGANIZATION AT PINECREST LAKE, LLC
758 State Highway 18, Suite 103
East Brunswick, New Jersey 08816

NORMA TEICHER
758 State Highway 18, Suite 103
East Brunswick, New Jersey 08816

AO 440 (Rev. 10/93) Summons in a Civil Action

RETURN OF SERVICE

SERVICE OF: **THIRD PARTY SUMMONS, THIRD PARTY COMPLAINT, S.D. OF NY'S PROCEDURES FOR ELECTRONIC CASE FILING, GUIDELINES FOR ELECTRONIC CASE FILING, 3RD AMENDED INSTRUCTIONS FOR FILING AND ELECTRONIC CASE OR APPEAL RULES OF PRACTICE BEFORE JUDGE KENNETH M. KARAS**
 EFFECTED (1) BY ME: **GEORGE GENCARELLI**
 TITLE: **PROCESS SERVER** DATE: **01/08/2008 01:48PM**

CHECK ONE BOX BELOW TO INDICATE APPROPRIATE METHOD OF SERVICE:

☐ Served personally upon the defendant:

MOUNTAIN RIDGE DEVELOPMENT, LLC.

Place where served:

758 STATE HWY. 18 SUITE 103 EAST BRUNSWICK TWP. NJ 08816

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:

KSATHY BERARDI

Relationship to defendant: MANAGING AGENT

Description of person accepting service:

SEX: F AGE: 21-35 HEIGHT: 5'4"-5'8" WEIGHT: 131-160 LBS. SKIN: WHITE HAIR: BLONDE OTHER: _____☒ To the best of my knowledge, said person was not engaged in the U.S. Military at the time of service

STATEMENT OF SERVER

TRAVEL \$ _____

SERVICES \$ _____

TOTAL \$ _____

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: 01 / 08 / 2008

 L.S.
 SIGNATURE OF GEORGE GENCARELLI
 GUARANTEED SUBPOENA SERVICE, INC.
 2009 MORRIS AVENUE
 UNION, NJ 07083

ATTORNEY: MICHAEL R. WOOD, ESQ.
 PLAINTIFF: MOUNTAIN RIDGE DEVELOPMENT, LLC., ET AL
 DEFENDANT: STEVENSON MILLWORK, INC., ET AL
 VENUE: DISTRICT OF NY
 DOCKET: 07 CV 11503

01-08-08
f. S. Velez
 JANIRA SANTIAGO VELEZ
 NOTARY PUBLIC OF NEW JERSEY
 My Commission Expires April 24, 2012

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

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AO 440 (Rev. 10/93) Summons in a Civil Action

RETURN OF SERVICE

SERVICE OF: **THIRD PARTY SUMMONS, THIRD PARTY COMPLAINT, S.D. OF NY'S PROCEDURES FOR ELECTRONIC CASE FILING, GUIDELINES FOR ELECTRONIC CASE FILING, 3RD AMENDED INSTRUCTIONS FOR FILING AND ELECTRONIC CASE OR APPEAL RULES OF PRACTICE BEFORE JUDGE KENNETH M. KARAS**

EFFECTED (1) BY ME: **GEORGE GENCARELLI**

TITLE: **PROCESS SERVER** DATE: **01/08/2008 01:49PM**

CHECK ONE BOX BELOW TO INDICATE APPROPRIATE METHOD OF SERVICE:

☐ Served personally upon the defendant:

JARMISON GROUP OF NY, LLC.

Place where served:

758 STATE HWY. 18 SUITE 103 EAST BRUNSWICK TWP. NJ 08816

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:

KSATHY BERARDI

Relationship to defendant: **MANAGING AGENT**

Description of person accepting service:

SEX: F AGE: 21-35 HEIGHT: 5'4"-5'8" WEIGHT: 131-160 LBS. SKIN: WHITE HAIR: BLONDE OTHER: _____☒ To the best of my knowledge, said person was not engaged in the U.S. Military at the time of service

STATEMENT OF SERVER

TRAVEL \$ _____

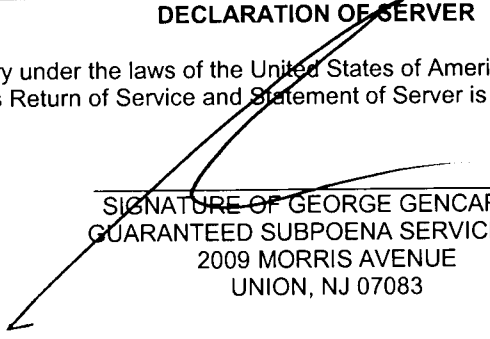
SERVICES \$ _____

TOTAL \$ _____

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: 01 / 08 / 20 08

 L.S.
SIGNATURE OF GEORGE GENCARELLI
GUARANTEED SUBPOENA SERVICE, INC.
2009 MORRIS AVENUE
UNION, NJ 07083

R
S

ATTORNEY: MICHAEL R. WOOD, ESQ.
PLAINTIFF: MOUNTAIN RIDGE DEVELOPMENT, LLC., ET AL
DEFENDANT: STEVENSON MILLWORK, INC., ET AL
VENUE: DISTRICT OF NY
DOCKET: 07 CV 11503

01-08-08

J. S. Velez

JANIRA SANTIAGO VELEZ
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires April 24, 2012

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

AO 440 (Rev. 10/93) Summons in a Civil Action

RETURN OF SERVICE

SERVICE OF: **THIRD PARTY SUMMONS, THIRD PARTY COMPLAINT, S.D. OF NY'S PROCEDURES FOR ELECTRONIC CASE FILING, GUIDELINES FOR ELECTRONIC CASE FILING, 3RD AMENDED INSTRUCTIONS FOR FILING AND ELECTRONIC CASE OR APPEAL RULES OF PRACTICE BEFORE JUDGE KENNETH M. KARAS**

EFFECTED (1) BY ME: **GEORGE GENCARELLI**

TITLE: **PROCESS SERVER** DATE: **01/08/2008 01:50PM**

CHECK ONE BOX BELOW TO INDICATE APPROPRIATE METHOD OF SERVICE:

☐ Served personally upon the defendant:

THE JARMISON GROUP, INC.

Place where served:

758 STATE HWY. 18, SUITE 103 EAST BRUNSWICK TWP. NJ 08816

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:

KSATHY BERARDI

Relationship to defendant: MANAGING AGENT

Description of person accepting service:

SEX: F AGE: 21-35 HEIGHT: 5'4"-5'8" WEIGHT: 131-160 LBS. SKIN: WHITE HAIR: BLONDE OTHER: _____☒ To the best of my knowledge, said person was not engaged in the U.S. Military at the time of service

STATEMENT OF SERVER

TRAVEL \$ _____

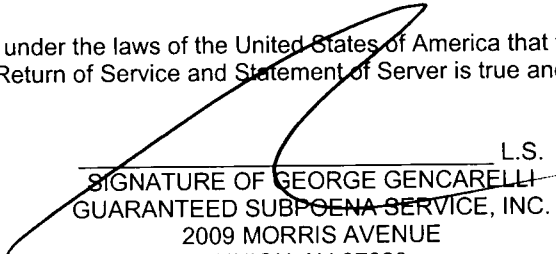
SERVICES \$ _____

TOTAL \$ _____


DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: 01 / 08 / 2008


 L.S.
 SIGNATURE OF GEORGE GENCARELLI
 GUARANTEED SUBPOENA SERVICE, INC.
 2009 MORRIS AVENUE
 UNION, NJ 07083

ATTORNEY: MICHAEL R. WOOD, ESQ.
 PLAINTIFF: MOUNTAIN RIDGE DEVELOPMENT, LLC., ET AL
 DEFENDANT: STEVENSON MILLWORK, INC., ET AL
 VENUE: DISTRICT OF NY
 DOCKET: 07 CV 11503

01-08-08

 JANINA SANTIAGO VELEZ
 NOTARY PUBLIC OF NEW JERSEY
 My Commission Expires April 24, 2012

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

AO 440 (Rev. 10/93) Summons in a Civil Action

RETURN OF SERVICE

SERVICE OF: **THIRD PARTY SUMMONS, THIRD PARTY COMPLAINT, S.D. OF NY'S PROCEDURES FOR ELECTRONIC CASE FILING, GUIDELINES FOR ELECTRONIC CASE FILING, 3RD AMENDED INSTRUCTIONS FOR FILING AND ELECTRONIC CASE OR APPEAL URLES OF PRACTICE BEFORE JUDGE KENNETH M. KARAS**

EFFECTED (1) BY ME: **GEORGE GENCARELLI**TITLE: **PROCESS SERVER**

DATE: 01/08/2008 01:51PM

CHECK ONE BOX BELOW TO INDICATE APPROPRIATE METHOD OF SERVICE:

☐ Served personally upon the defendant:

JARMISON GROUP OF PA, LLC.

Place where served:

758 STATE HWY. 18, SUITE 103 EAST BRUNSWICK TWP. NJ 08816

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:

KSATHY BERARDI

Relationship to defendant: MANAGING AGENT

Description of person accepting service:

SEX: F AGE: 21-35 HEIGHT: 5'4"-5'8" WEIGHT: 131-160 LBS. SKIN: WHITE HAIR: BLONDE OTHER: _____☒ To the best of my knowledge, said person was not engaged in the U.S. Military at the time of service

STATEMENT OF SERVER

TRAVEL \$ _____

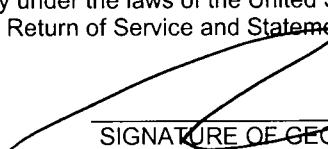
SERVICES \$ _____

TOTAL \$ _____

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: 01 / 08 / 2008

 L.S.
SIGNATURE OF GEORGE GENCARELLI
GUARANTEED SUBPOENA SERVICE, INC.
2009 MORRIS AVENUE
UNION, NJ 07083

ATTORNEY: MICHAEL R. WOOD, ESQ.
PLAINTIFF: MOUNTAIN RIDGE DEVELOPMENT, LLC., ET AL
DEFENDANT: STEVENSON MILLWORK, INC., ET AL
VENUE: DISTRICT OF NY
DOCKET: 07 CV 11503

01-08-08
J. S. Velez
JANIFIA SANTIAGO VELEZ
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires April 24, 2012

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

SR

AO 440 (Rev. 10/93) Summons in a Civil Action

RETURN OF SERVICE

SERVICE OF: **THIRD PARTY SUMMONS, THIRD PARTY COMPLAINT, S.D. OF NY'S PROCEDURES FOR ELECTRONIC CASE FILING, GUIDELINES FOR ELECTRONIC CASE FILING, 3RD AMENDED INSTRUCTIONS FOR FILING AND ELECTRONIC CASE OR APPEAL URLES OF PRACTICE BEFORE JUDGE KENNETH M. KARAS**

EFFECTED (1) BY ME: **GEORGE GENCARELLI**TITLE: **PROCESS SERVER**

DATE: 01/08/2008 01:52PM

CHECK ONE BOX BELOW TO INDICATE APPROPRIATE METHOD OF SERVICE:

☐ Served personally upon the defendant:

TEICHER ORGANIZATION AT LEHMAN'S POINTE, LLC.

Place where served:

758 STATE HWY. 18, SUITE 103 EAST BRUNSWICK TWP. NJ 08816

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:

KATHY BERARDI

Relationship to defendant: MANAGING AGENT

Description of person accepting service:

SEX: F AGE: 21-35 HEIGHT: 5'4"-5'8" WEIGHT: 131-160 LBS. SKIN: WHITE HAIR: BLONDE OTHER: _____☒ To the best of my knowledge, said person was not engaged in the U.S. Military at the time of service

STATEMENT OF SERVER

TRAVEL \$ _____

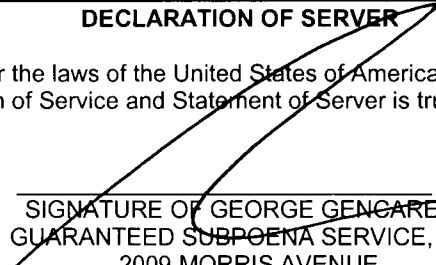
SERVICES \$ _____

TOTAL \$ _____

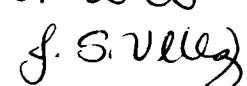
DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: 01 / 08 / 2008


 L.S.
 SIGNATURE OF GEORGE GENCARELLI
 GUARANTEED SUBPOENA SERVICE, INC.
 2009 MORRIS AVENUE
 UNION, NJ 07083

ATTORNEY: MICHAEL R. WOOD, ESQ.
 PLAINTIFF: MOUNTAIN RIDGE DEVELOPMENT, LLC., ET AL
 DEFENDANT: STEVENSON MILLWORK, INC., ET AL
 VENUE: DISTRICT OF NY
 DOCKET: 07 CV 11503

01-08-08

 JANIRA SANTIAGO VELEZ
 NOTARY PUBLIC OF NEW JERSEY
 My Commission Expires April 24, 2012

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

SF

AO 440 (Rev. 10/93) Summons in a Civil Action

RETURN OF SERVICE

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EFFECTED (1) BY ME: **GEORGE GENCARELLI**TITLE: **PROCESS SERVER**DATE: **01/08/2008 01:53PM**

CHECK ONE BOX BELOW TO INDICATE APPROPRIATE METHOD OF SERVICE:

☐ Served personally upon the defendant:

TEICHER ORGANIZATION AT PINECREST LAKE, LLC.

Place where served:

758 STATE HWY. 18, SUITE 103 EAST BRUNSWICK TWP. NJ 08816

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:

KATHY BERARDI

Relationship to defendant: MANAGING AGENT

Description of person accepting service:

SEX: F AGE: 21-35 HEIGHT: 5'4"-5'8" WEIGHT: 131-160 LBS. SKIN: WHITE HAIR: BLONDE OTHER: _____☒ To the best of my knowledge, said person was not engaged in the U.S. Military at the time of service

STATEMENT OF SERVER

TRAVEL \$ _____

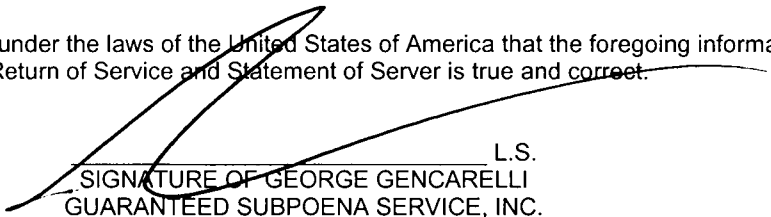
SERVICES \$ _____

TOTAL \$ _____

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: 01 / 08 / 2008


L.S.
SIGNATURE OF GEORGE GENCARELLI
GUARANTEED SUBPOENA SERVICE, INC.
2009 MORRIS AVENUE
UNION, NJ 07083

ATTORNEY: MICHAEL R. WOOD, ESQ.
PLAINTIFF: MOUNTAIN RIDGE DEVELOPMENT, LLC., ET AL
DEFENDANT: STEVENSON MILLWORK, INC., ET AL
VENUE: DISTRICT OF NY
DOCKET: 07 CV 11503

01-08-08

JANIRA SANTIAGO VELEZ
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires April 24, 2012

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

SH

AO 440 (Rev. 10/93) Summons in a Civil Action

RETURN OF SERVICE

SERVICE OF: **THIRD PARTY SUMMONS, THIRD PARTY COMPLAINT, S.D. OF NY'S PROCEDURES FOR ELECTRONIC CASE FILING, GUIDELINES FOR ELECTRONIC CASE FILING, 3RD AMENDED INSTRUCTIONS FOR FILING AND ELECTRONIC CASE OR APPEAL URLES OF PRACTICE BEFORE JUDGE KENNETH M. KARAS**

EFFECTED (1) BY ME: **GEORGE GENCARELLI**TITLE: **PROCESS SERVER**DATE: **01/09/2008 03:45PM**

CHECK ONE BOX BELOW TO INDICATE APPROPRIATE METHOD OF SERVICE:

☒ Served personally upon the defendant:

NORMA TEICHER

Place where served:

758 STATE HWY. 18 SUITE 103 EAST BRUNSWICK TWP. NJ 08816

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:

NORMA TEICHER

Relationship to defendant: SELF

Description of person accepting service:

SEX: F AGE: 51-65 HEIGHT: 5'4"-5'8" WEIGHT: 131-160 LBS. SKIN: WHITE HAIR: RED OTHER: GLASSES☒ To the best of my knowledge, said person was not engaged in the U.S. Military at the time of service

STATEMENT OF SERVER

TRAVEL \$ _____

SERVICES \$ _____

TOTAL \$ _____

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: 1/9/08

L.S.
SIGNATURE OF GEORGE GENCARELLI
GUARANTEED SUBPOENA SERVICE, INC.
2009 MORRIS AVENUE
UNION, NJ 07083

1/9/08
Ray
ZULEYDA CONCEPCION
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Oct 2, 2011

ATTORNEY: MICHAEL R. WOOD, ESQ.
PLAINTIFF: MOUNTAIN RIDGE DEVELOPMENT, LLC., ET AL
DEFENDANT: STEVENSON MILLWORK, INC., ET AL
VENUE: DISTRICT OF NY
DOCKET: 07 CV 11503

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

SR